

**REMARKS**

In the Office Action mailed January 26, 2005, the Examiner noted that claims 1-4, 7-16, 20 and 21 were pending, that claims 5, 6 and 17-19 have been withdrawn from consideration, and rejected claims 1-4, 7-16, 20 and 21. Claims 1, 7, 15 and 20 have been amended, claim 12 has been canceled and, thus, in view of the forgoing claims 1-4, 7-11, 13-20 and 21 remain pending for reconsideration which is requested. No new matter has been added. The Examiner's rejections are traversed below.

On page 3 of the Office Action, the Examiner rejected claims 1-3, 15 and 20 under 35 U.S.C. § 102 as anticipated by Hughes. Pages 4 and 5 of the Office Action reject claims 4, 7-14, 16 and 21 under 35 U.S.C. § 103 over various combinations of Hughes, Dockes and Gracenote.

Hughes discusses a system in which digital music can be ordered using an interface, such as depicted in figure 6. The music can be ordered in the form of media, such as a CD, or downloadable digital data. As discussed in paragraphs 33-37, particularly in paragraph 37, an order is initiated by activating an executable icon. The icon can be a picture or text. When a user orders by activating an icon, the user initiates an order for either the media **OR** the digital downloadable data. That is, the user cannot initiate an order for either (media or the downloadable data) and both (media and the downloadable data). This is a natural limitation since if the user orders the download they do not need the CD and visa versa since the user can create the other form of the music.

In contrast, the present invention allows the user to select both ("selects the separated information, the separated goods, or a combination thereof on the basis of an ordering request from said client" - claims 1, 15 and 20)

Dockes and Gracenote add nothing to Hughes with respect to the above discussed feature of the present invention.

It is submitted that the invention of independent claims distinguishes over the prior art and withdrawal of the rejection is requested.

The dependent claims depend from the above-discussed independent claims and are patentable over the prior art for the reasons discussed above. The dependent claims also recite additional features not taught or suggested by the prior art. For example, claim 2 emphasizes providing a time difference service that provides the order for both in a particular precedential order. Since the user cannot order both in a selection in Hughes there is no need to set a precedential order time for providing both. The other dependent claims also emphasize further

distinguishing features. For example, claims 7-11 emphasize different types of forms for the user to use. The prior art does not teach or suggest such. It is submitted that the dependent claims are independently patentable over the prior art.

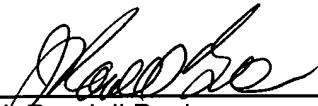
It is submitted that the are not taught, disclosed or suggested by the prior art. The claims are therefore in a condition suitable for allowance. An early Notice of Allowance is requested.

If any further fees, other than and except for the issue fee, are necessary with respect to this paper, the U.S.P.T.O. is requested to obtain the same from deposit account number 19-3935.

Respectfully submitted,

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